

## IN THE UNITED STATES PATENT OFFICE

In re Patent Application of:

RODNEY M. LAFOLLETTE, ET AL.

Serial No.: 09/930539

Filed: August 14, 2001

For: MICROSCOPIC BATTERIES FOR MEMS  
SYSTEMS

Docket: 7310.C

Art Unit: UNKNOWN

Examiner: UNKNOWN

**PETITION TO REVIVE ON GROUNDS OF  
UNINTENTIONAL DELAY AND FEE**Box DAC  
Honorable Commissioner for Patents  
Washington, D.C. 20231

Sir:

The Applicant hereby petitions the Commissioner for Patents to revive the above-identified patent application on the grounds of unintentional delay, based upon the reasons set forth below:

1. The Power of Attorney in this application is in the names of the undersigned (Lynn G. Foster) and L. Grant Foster of the former firm Foster & Foster, L.L.C.
2. This application was filed August 14, 2001.
3. In October 2001, L. Grant Foster and Brett L. Foster of the firm Foster & Foster L.L.C. began negotiating with the firm of Holland & Hart, Salt Lake City Office, for partnership employment.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box DAC, Commissioner for Patents, Washington, D.C. 20231 on 30 October 2002.

  
Lynn G. Foster

4. Agreement was quickly reached and L. Grant Foster and Brett L. Foster began moving their office files, among other things, from their Foster & Foster L.L.C. offices across town to the Offices of Holland & Hart. My files (the files of Lynn G. Foster) were to remain at my office, 602 East 300 South, Salt Lake City, Utah. This included the above-identified application.

5. I have recently discovered that some file disorder occurred at the time of the above-mentioned move. This included misplacement of a Notice To File Corrected Application Papers (Notice) in the above-identified patent application mailed October 4, 2001, which was received but misplaced among unrelated documents some time during October 2001. This misplaced Notice was discovered for the first time on October 29, 2002. A copy of this Notice is attached.

6. The firm of Foster & Foster L.L.C. became inactive after L. Grant Foster and Brett L. Foster completed their move to Holland & Hart.

7. Thereafter, I formed the firm of Lynn G. Foster, L.C. and have practiced in that firm since.

8. The Notice only requires submission of drawings with correct margins. The required drawings are attached to satisfy the requirements of the Notice.

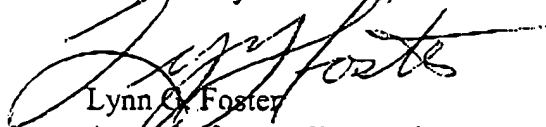
9. The entire delay in question was unintentional.

10. Please charge the small entity revival fee in the amount of \$640.00 to deposit account 06-1620. Please charge all other fees, if any, pertaining to this matter to deposit account 06-1620.

11. No terminal disclaimer is required.

12. A copy of this Petition is attached.

Respectfully submitted,

  
Lynn G. Foster  
Attorney for Applicants

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